

IFW 15

THIRD-PARTY SUBMISSION IN PUBLISHED APPLICATION
per 37 C.F.R. § 1.99



Applicants: Meyer et al.
 Application No.: 10/612,307
 App. Publication No.: US 2005-0003884 A1
 Publication Date: January 6, 2005
 Filed: July 2, 2003
 For: **LOTTERY GAME METHOD**
 Group Art Unit: 3714
 Examiner: Robert Eric Pezzuto

Dear Sir or Madam:

The publication is submitted per 37 C.F.R. § 1.99. It is relevant to U.S. Patent Application Publication No. 2005-0003884 for pending U.S. Patent Application No. 10/612,307. This submission complies with the requirements of 37 C.F.R. § 1.99 and the application is still pending.

Postcard

Enclosed is a self-addressed postcard per § 1.99(f). Please acknowledge receipt of this submission.

Copy served by first class mail

Per 37 C.F.R. § 1.99(c) and § 1.248(a)(4), a copy of this submission was sent on July 23, 2007 via first class mail to the applicant's attorney or agent at:

Steven R. LeBlanc
 Carlton Fields PA
 1201 WEST PEACHTREE STREET
 3000 ONE ATLANTIC CENTER
 ATLANTA GA 30309

Publication could not have been submitted to the Office earlier

§ 1.99(e) requires a submission be filed within two months from the date of publication of this application (January 6, 2005), unless the submission could not have been submitted to the Office earlier and it is accompanied by the processing fee set forth in § 1.17(i). The patent and publication provided in this submission were not published until after January 6, 2005 and could not have been submitted to the Office earlier.

Fee

Enclosed is Applicants' authorization to charge \$310.00 which includes the processing fee under § 1.17(p) (\$180.00) and the fee under § 1.17(i) (\$130.00) as required for a belated submission.

List of the publications submitted for consideration by the Office

1. US Patent No. 7,052,394 B2, issued on May 30, 2006 to Walker et al., and
2. A published document entitled "Applicant Arguments/Remarks Made in an Amendment," 7 pages, published via the Public PAIR Portal for U.S. Patent Application 10/612,307 (Image File Wrapper tab, mail room date 07-19-2007).

01 FC:1464 130.00 DA
 02 FC:1806 180.00 DA

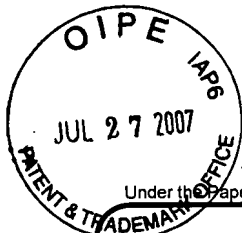
PATENT

Per § 1.99(d), this submission only provides a copy of a pertinent portion of the document #2 (only pages numbered 11-16) as it was published via the Public PAIR Portal and does not include any explanation of the document or any other information.

Respectfully submitted,

July 23, 2007
Date

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Approved for use through 06/30/2010. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2007

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 310.00

Complete if Known

Application Number

Filing Date

First Named Inventor

Examiner Name

Art Unit

Attorney Docket No.

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):☒ Deposit Account Deposit Account Number: 500271 Deposit Account Name: Walker Digital, LLC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES**Fee Description**

| Fee (\$) | Small Entity Fee (\$) |
|----------|-----------------------|
| 50 | 25 |
| 200 | 100 |
| 360 | 180 |

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

| | | | |
|--------------|--------------|----------|---------------|
| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) |
| - 20 or HP = | x | = | |

HP = highest number of total claims paid for, if greater than 20.

| | | | |
|---------------|--------------|----------|---------------|
| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) |
| - 3 or HP = | x | = | |

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| | | | | |
|--------------|--------------|--|----------|---------------|
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
| - 100 = | / 50 = | (round up to a whole number) x | = | |

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Third Party Submission (processing fees under 1.17(p) and 1.17(i))

Fees Paid (\$)

310.00

SUBMITTED BY

| | | | |
|-------------------|-----------------------|---|------------------------|
| Signature | /Michael Downs 50252/ | Registration No. (Attorney/Agent) 50,252 | Telephone 203.461.7292 |
| Name (Print/Type) | Michael D. Downs | | Date July 23, 2007 |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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